



U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

**RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF APPLICATION --  
FILING DATE GRANTED**

Docket Number:  
1662/54802

Application Number  
09/916,885

Filing Date  
July 27, 2001

Examiner  
Not Yet Assigned

Art Unit  
1765

Invention Title

**OXIDATION METHOD FOR PREPARING  
HIGHLY PURE MODAFINIL, CRYSTALLINE  
FORMS OF MODAFINIL, AND METHODS OF  
PREPARING THE CRYSTALLINE FORMS**

Inventor(s)  
Claude SINGER et al.

Address to:  
Assistant Commissioner for Patents  
Washington D.C. 20231  
Box Missing Parts

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on

Date: *October 29, 2001*

Signature *Paul Johnson*  
Paul Johnson (Reg. No. 35,559)

To complete the filing requirements for the above-referenced application under 37 C.F.R. § 1.51, enclosed please find a Declaration signed by the inventors and an Appointment of Power of Attorney by Assignee of Entire Interest. A copy of the Notice to File Missing Parts of NonProvisional Application mailed November 10, 2001 is also enclosed.

1. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.16(e) surcharge fee of \$130.00 and any additional fees to the deposit account of Kenyon & Kenyon, deposit account number 11-0600.

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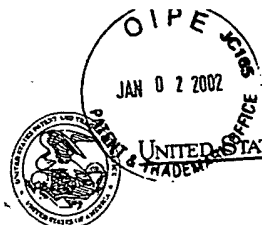
2. A duplicate of this sheet is enclosed.

Date: *October 29, 2001*

By: *Paul Johnson*  
Paul Johnson  
Reg. No. 35,559

KENYON & KENYON  
One Broadway  
New York, N.Y. 10004  
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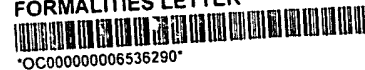
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COMMISSIONER FOR PATENTS  
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WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/916,885	07/27/2001	Claude Singer	1662/54802

CONFIRMATION NO. 8737

FORMALITIES LETTER



\*OC000000006536290\*

26646  
KENYON & KENYON  
ONE BROADWAY  
NEW YORK, NY 10004

Date Mailed: 09/10/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice **MUST** be returned with the reply.

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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